

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Group Art Unit: 1745

Do-young SEUNG et al

Serial No. 09/888,435

Filed: June 26, 2001

For: CATHODE ACTIVE MATERIAL AND LITHIUM BATTERY  
EMPLOYING THE SAME

# 3

TRANSMITTAL OF SUBSTITUTE DECLARATION**RECEIVED**Assistant Commissioner for Patents  
Washington, D.C. 20231

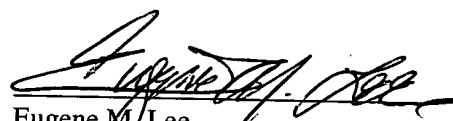
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**TC 1700**

Sir:

Kindly enter the attached SUBSTITUTE DECLARATION executed by the inventors herein. This Declaration corrects the spelling of the name of inventor Won-cheol Jung.

Respectfully submitted,

November 20, 2001  
Date  
Eugene M. Lee  
Registration No. 32,039

THE LAW OFFICES OF EUGENE M. LEE, P.L.L.C.  
2111 Wilson Boulevard, Suite 1200  
Arlington, Virginia 22201  
Telephone: (703) 525-0978

NOV 20 2001  
PATENT & TRADEMARK OFFICE

# SUBSTITUTE DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## **CATHODE ACTIVE MATERIAL AND LITHIUM BATTERY EMPLOYING THE SAME**

the specification of which is attached hereto unless the following box is checked:

☒ X

was filed on June 26, 2001 as United States Application Number or PCT International Application Number 09/888,435 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known by me to be material to patentability as defined in Title 37, Code of Federal Regulations § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

### **PRIOR FOREIGN APPLICATION(S)**

NUMBER	COUNTRY	DAY/MONTH/YEAR FILED	PRIORITY CLAIMED
00-52208	Republic of Korea	04/September/2000	Yes
01-32952	Republic of Korea	12/June/2001	Yes

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

APPLICATION NO.	FILING DATE

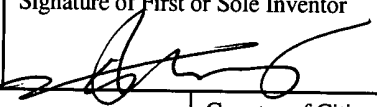
I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is known by me to be material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

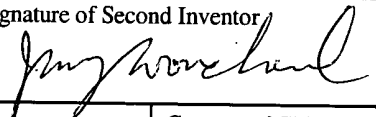
APPLICATION SERIAL NO.	FILING DATE	STATUS: PATENTED, PENDING, ABANDONED

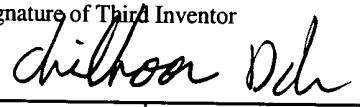
I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Eugene M. Lee, Reg. No. 32,039; Richard A. Sterba, Reg. No. 43,162.

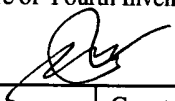
Address all correspondence to Eugene M. Lee, The Law Offices of Eugene M. Lee, PLLC, 2111 Wilson Boulevard, Suite 1200, Arlington, Virginia 22201. Address all telephone communications to Eugene M. Lee at (703) 525-0978.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First or Sole Inventor <b>Do-young SEUNG</b>	Signature of First or Sole Inventor 	Date <b>Oct/31/2009</b>
Residence Address <b>c/o Samsung Advanced Institute of Technology, San 14-1 Nongseo-ri, Kiheung-eub, Yongin-city, Kyungki-do, Republic of Korea</b>		Country of Citizenship <b>Republic of Korea</b>
Post Office Address <b>Same as above</b>		

Full Name of Second Inventor <b>Won-cheol JUNG</b>	Signature of Second Inventor 	Date <b>Oct/24/2009</b>
Residence Address <b>103-6 Munji-dong, Yuseong-gu, Daejeon, Republic of Korea</b>		Country of Citizenship <b>Republic of Korea</b>
Post Office Address <b>Same as above</b>		

Full Name of Third Inventor <b>Chil-hoon DO</b>	Signature of Third Inventor 	Date <b>Oct/29/2009</b>
Residence Address <b>c/o Korea Electrotechnology Research Institute, P.O. Box 20 Changwon-city, Gyeongsangnam-do, Republic of Korea</b>		Country of Citizenship <b>Republic of Korea</b>
Post Office Address <b>Same as above</b>		

Full Name of Fourth Inventor <b>Sung-in MOON</b>	Signature of Fourth Inventor 	Date <b>Oct/29/2007</b>
Residence Address <b>c/o Korea Electrotechnology Research Institute, P.O. Box 20 Changwon-city, Gyeongsangnam-do, Republic of Korea</b>	Country of Citizenship <b>Republic of Korea</b>	
Post Office Address <b>Same as above</b>		